

O I T E J C 163
JUL 15 2005
U.S. TRADEMARK OFFICE

0102

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT : David J. Kraus

SERIAL NO. : 10/774,133

FILING DATE : February 02, 2004

INVENTION : **FISH JAW GRIPPER TO FACILITATE
HOOK REMOVAL**

Mail Stop-AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

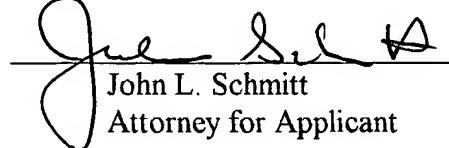
Transmitted herewith is Amendment "B" To Examiner's Office Action mailed June 14, 2005 for the above identified patent application.

The filing fee for this Amendment is calculated as shown below:

	Claims Remaining	Claims Paid For	Small Entity	Regular
Total Cl.	08 -	20 = 0 X	\$ 25.00 = \$ 00.00	X \$ 50.00 = \$
Ind. Cl.	2 -	3 = 0 X	\$100.00 = \$ 00.00	X \$200.00 = \$
[] Multi. Dep Claims		X \$180.00 = \$	X \$360.00 = \$	
TOTAL:			\$ 00.00	\$

[XX] No additional fee is required.

[] A check in the amount of \$ _____ for the total is enclosed.


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June 13, 2005

Rev. 03-21-05



Patent - 0102

CERTIFICATE OF TRANSFER

INVENTOR : David J. Kraus

USSN. : 10/774,133

DATE FILED : February 02, 2004

INVENTION : **FISH JAW GRIPPER TO FACILITATE HOOK REMOVAL.**

On July 13, 2005, I hereby certify that the below identified correspondence is being deposited with the U.S. Postal Service as first class mail addressed to:

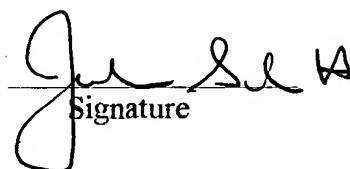
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Signature

(0102-AF)
07-13-2005

AF
ZMM



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

AMENDMENT "B"

INVENTOR: David J. Kraus

SERIAL NO.: 10/774,133

DATE FILED: February 02, 2004 Examiner: Kurt Rowan

INVENTION: FISH JAW GRIPPER TO FACILITATE HOOK REMOVAL. Group Art Unit: 3643

Mail Stop-AF
Commissioner for Patents
Box 1450
Alexandria, VA 22313-1450

Sir:

With reference to Office Action mailed June 14, 2005, Applicant replies as follows:

I. SUMMARY OF EXAMINER'S OFFICE ACTION:

Responding to Applicant's Amendment "A" filed on March 31, 2005, Examiner made this Office Action Final.

In this Action, Examiner allowed Claims 4-11.

Claims 13 and 14 were noted as rejected. This rejection was based on newly cited Reference I (U.S. Patent No. 4,601,221-Kalkbrenner).

II. SUMMARY OF APPLICANT'S RESPONSE:

As set out in 37 CFR 1.116(b), Applicant now cancels Claims 13 and 14 to place the

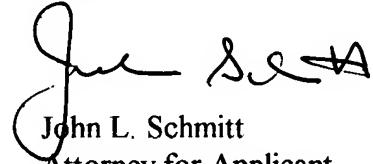
application in condition for allowance.

Certainly, the newly cited reference (Kalkbrenner) provides better support for rejecting Claim 13 than Examiner's two previously cited references. It is unfortunate that Examiner first Action did not cite Kalkbrenner thus allowing Applicant to distinguish (or at least try) the structure set out in Claim 13 from the Kalkbrenner structure.

Applicant resubmits that Examiner's has provided no basis for rejection of Claim 14. The Wang reference does not teach or even suggests Applicant's swivel element "offset" structure precisely defined in Claim 14. The two mating surfaces of Wang are flat. The flat surfaces of the reference Wang do not teach Applicant's offset surfaces. Regardless, because of limited resources Applicant's feels that his money is better spent elsewhere than on continued patent prosecution.

As required by 37 CFR 1.121(c) the text of each pending claims is set out below (Pages 4-9) and attached to the LISTING of CLAIMS (pages 3).

Respectfully submitted,



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July 13, 2005